

ORIGINAL

DOCKET FILE COPY ORIGINAL

October 6, 2004

RECEIVED

OCT - 6 2004

Federal Communications Commission
Office of Secretary

Samir C. Jain

2445 M STREET NW
WASHINGTON, DC 20037
+1 202 663 6083
+1 202 663 6363 fax
samir.jain@wilmerhale.com

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: *Unbundled Access to Network Elements, WC Docket No. 04-313; Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers, CC Docket No. 01-338, Access to Confidential Material*

Dear Ms. Dortch:


Pursuant to the Protective Order and Revised Protective Order^{1/} adopted in the above-referenced proceedings, Verizon submits the attached copy of the Acknowledgement of Confidentiality for the following:

- Samir Jain of Wilmer Cutler Pickering Hale and Dorr LLP, outside counsel to Verizon.

Verizon seeks access by the signatory to confidential versions of documents filed by ALTS & Time Warner Telecom, AT&T, CompTel/ASCENT Alliance, the Loop and Transport CLEC Coalition, MCI, NuVox, the Pace Coalition/Broadview/Talk America/Grande Communications, Sprint, and T-Mobile in the above-referenced proceedings. The signatory falls within the "Permissible Disclosure" categories described in paragraph 5 of the Protective Orders.

As stated in the attached certificate of service, counsel for each party has been served, via hand delivery and fax, with a copy of this letter and the signed Acknowledgment of Confidentiality.

Sincerely,



Samir C. Jain

Attachment

cc: Attached Service List

^{1/} *Unbundled Access to Network Elements*, Protective Order, 19 FCC Rcd 19292 (2004) ("Protective Order"); Order, DA 04-3152 (rel. Oct. 1, 2004).

Ex. of C. 19-292 rec'd
List ABOVE 016

APPENDIX B

Acknowledgment of Confidentiality

CC Docket No. 01-338 & WC Docket No. 04-313

I hereby acknowledge that I have received and read a copy of the Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Stamped Confidential Documents or Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.


Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 5 of the foregoing Protective Order and that I will not use such information in any other capacity nor will I disclose such information except as specifically provided in the Protective Order.

I hereby certify that I am not involved in "competitive decision-making" as that term is used in the definition of In-House Counsel in paragraph 2 of the Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Confidential Documents and Confidential Information are used only as provided in the Protective Order; and (2) Stamped Confidential Documents are not duplicated except as specifically permitted by the terms of paragraph 10 of the Protective Order. I certify that I have verified that there are in place procedures, at my firm or office, to prevent unauthorized disclosure of Stamped Confidential Documents or Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Washington D.C. this 5th day of October, 2004

[Name] SAMIR JAIN[Position] PARTNER[Address] WILMER CUTLER PICKERING HALS & OORD2445 M ST NW[Telephone] WASHINGTON DC 20037202-663-6083

CERTIFICATE OF SERVICE

I hereby certify that, on this 6th day of October, 2004, copies of the foregoing Letter and "Acknowledgment of Confidentiality" were sent by facsimile and hand delivery, to the parties listed below.

Joan Marsh, Director
Federal Government Affairs
AT&T
1120 20th Street, N.W., Suite 1000
Washington, D.C. 20036
Fax: 202-457-3110

Curtis L. Groves
MCI
1133 19th Street, N.W.
Washington, D.C. 20036
Fax: 202-736-6460

David W. Carpenter
David L. Lawson
Michael J. Hunseder
C. Frederick Beckner III
Sidley Austin Brown & Wood, LLP
1501 K Street, N.W.
Washington, D.C. 20005
Fax: 202-736-8000
Counsel for AT&T

John Benedict
Norina Moy
Richard Juhnke
Sprint
401 9th Street, N.W., Suite 400
Washington, D.C. 20004
Fax: 202-585-1897

A. Renee Callahan
Ruth Milkman
Gil M. Srobel
Lawler, Metzger & Milkman, LLC
2001 K Street, N.W., Suite 802
Washington, D.C. 20006
Fax: 202-777-7763
Counsel for MCI & T-Mobile

Brad E. Mutschelknaus
Robert J. Aamoth
Jennifer M. Kashatus
Stephanie A. Joyce
Kelley Drye & Warren, LLP
1200 19th Street, N.W., Suite 500
Washington, D.C. 20036
Fax: 202-955-9792
*Counsel for Loop and Transport CLEC
Coalition & CompTel/ASCENT Alliance &
Pace Coalition/Broadview/Talk
America/Grande Communications*

Michael H. Pryor
Catherine Carroll
Mintz Levin Cohn Ferris Glovsky and Popeo
701 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Fax: 202-434-7400
Counsel for NuVox


Thomas Jones
Jonathan Lechter
Willkie Farr & Gallagher
1875 K Street, N.W.
Washington, D.C. 20006
Fax: 202-303-2000
Counsel for ALTS and Time Warner

Jeremy Miller *
Competition Policy Division
Federal Communications Commission
446 12th Street, S.W.
Washington, D.C. 20454
Fax: 202-418-2825

Janice Myles *
Competition Policy Division
Federal Communications Commission
446 12th Street, S.W.
Washington, D.C. 20554
Fax: 202-418-2825

Russell Hanser *
Competition Policy Division
Federal Communications Commission
446 12th Street, S.W.
Washington, D.C. 20554
Fax: 202-418-2825

Gary Remondino *
Competition Policy Division
Federal Communications Commission
446 12th Street, S.W.
Washington, D.C. 20554
Fax: 202-418-2825



John Meehan

* Sent by facsimile and electronic mail.